

# Index

- "A GUIDE TO MARITIME BOUNDARY DELIMITATION", 121
- "A GUIDE TO THE CIVIL JURISDICTION AND JUDGMENTS CONVENTION", 118
- "A MODERN INTRODUCTION TO INTERNATIONAL LAW" (6th Edn.), 540
- "A TEXTBOOK ON CONTRACT", 408
- ADMIXTURE OF GOODS**
  - in English law (*Indian Oil Corp. Ltd. v. Greenstone Shipping S.A. (Panama)*) (Case and comment), 286
- AIRCRAFT HIJACKING**
  - liability for injuries sustained by passengers in the event of hijacking of aircraft and other violations of aviation security (*Gam*), 217
- AIR TRANSPORT**
  - European Community instruments on (Case and comment), 135
- "ANTI-DUMPING AND ANTI-SUBSIDY LAW: THE EUROPEAN COMMUNITIES", 414
- ARBITRATION**
  - abandonment of by silence or inactivity (*The Anticizo; The Multitank Holsatia*) (Case and comment), 302
  - hazards of invoking Indian law (*Oil & Natural Gas Commission v. Western Company of North America*) (Case and comment), 12
  - international (*Naviera Amazonica Peruana S.A. v. Compania Internacional de Seguros del Peru*) (Case and comment), 23
  - "The dog that slept" (Case and comment), 307
- "ARRESTS, LIENS AND MORTGAGES: MODERN NEEDS AND MODERN DEVELOPMENTS", 548
- AUDITORS**
  - extent of liability (*Alexander v. Cambridge Credit Corp. Ltd.*) (Case and comment), 19
- AVIATION SECURITY**
  - liability for injuries sustained by passengers in the event of hijacking of aircraft and other violations of aviation security (*Gam*), 217
- "BANKING AND FINANCE LAW REVIEW", 262
- BANKING LAW**
  - understanding banking law (*Cranston*), 360
- BANKS**
  - CHAPS transfer of funds (*Geva*), 477
  - duties to principal debtor and guarantor (*Barclays Bank Plc v. Quincecare Ltd.*) (Case and comment), 441
  - freezing foreign bank accounts (*Libyan Arab Foreign Bank v. Bankers Trust Co.*) (Case and comment), 1
- BROKERS**
  - reinsurance, brokers and the conflict of laws (*Forsikringsaktieselskapet Vesta v. Butcher*) (Case and comment), 5
- "BUSINESS LAW", 418
- "BUTTERWORTHS INSURANCE LAW HANDBOOK" (2nd Edn.), 270
- CANADA**
  - Supreme Court liberalizes the rules re measuring damages for breach of a chattel lease (*Langille v. Keneric Tractor Sales Ltd.*) (Case and comment), 276

## CARRIAGE BY AIR

in the U.S. Court of Appeals (*Re Korean Air Lines Disaster of September 1, 1983*) (Case and comment), 150

## CARRIAGE OF GOODS BY SEA

the Italian Constitutional Court and the limits on the liability of the carrier of goods by sea (Case and comment), 273

## "CARRIAGE OF GOODS BY SEA", 258

## CARRIER

the Italian Constitutional Court and the limits on the liability of the carrier of goods by sea (Case and comment), 273

## "CASEBOOK ON AGENCY" (3rd Edn.), 271

## "CASEBOOK ON SALE OF GOODS" (5th Edn.), 271

## "CASEBOOK ON SHIPPING LAW" (4th Edn.), 271

## CHAPS

transfer of funds (*Geva*), 477

## "CHARTERERS' LIABILITY INSURANCE", 548

## CHARTERPARTIES

sub details (*The Junior K*) (Case and comment), 439

## CHattel LEASE

measuring damages for breach of: Supreme Court of Canada liberalizes the rules (*Langille v. Keneric Tractor Sales Ltd.*) (Case and comment), 276

## CHEQUES

wrongful dishonour of: general or special damages (*Rae v. Yorkshire Bank Plc*) (Case and comment), 138

## "CHORLEY &amp; GILES' SHIPPING LAW", 543

## C.I.F.

damages for breach of a c.i.f. contract (*Treitel*), 457

## "CITY DIRECTORY 1988 (THE)", 549

## "CIVIL JURISDICTION AND ENFORCEMENT OF FOREIGN JUDGMENTS", 535

## CIVIL JURISDICTION AND JUDGMENTS

recent decisions of the European Court (*Stone*), 383

## CIVIL JURISDICTION AND JUDGMENTS ACT 1982

*lis alibi pendens* and *forum non conveniens* in collision actions (*Blackburn*), 91

## COMFORT LETTERS

"a very comfortable comfort letter" (*Kleinwort Benson Ltd. v. Malaysia Mining Corp. Bhd.*) (Case and comment), 290

## "COMMERCIAL ARBITRATION IN THE ARAB MIDDLE EAST", 246

## "COMMERCIAL DISPUTES SETTLEMENT IN CHINA", 546

## "COMMERCIAL LITIGATION: PRE-EMPTIVE REMEDIES", 403

## COMPANIES ACT 1985

registration of retention of title clauses under s. 395 (*E. Pfeiffer Weinkellerei-Weineinkauf G.m.b.H. & Co. v. Arbuthnot Factors Ltd.*) (Case and comment), 140

section 459—a code of conduct for the quasi-partnership? (*Hannigan*), 60

## CONFLICT OF LAWS

reinsurance, brokers and the conflict of laws (*Forsikringsaktieselskapet Vesta v. Butcher*) (Case and comment), 5

## "CONFLICT OF LAWS IN THE EUROPEAN COMMUNITY", 535

## CONFUSION

anticipating confusion (*Sanko Steamship Co. Ltd. v. Eacom Timber Sales Ltd. (The Sanko Iris and Sanko Venus)*) (Case and comment), 21

## CONSUMER PROTECTION ACT 1987

maritime consumers? (*Tettenborn*), 211

## CONSUMERS

maritime consumers?—the Consumer Protection Act and shipping law (*Tettenborn*), 211

## CONTAINERS

supplied to a ship for her operation? (*The River Rima*) (Case and comment), 423

## CONTRACT

damages for breach of a c.i.f. contract (*Treitel*), 457

illegality of, insurance of goods (*Euro-Diam Ltd. v. Bathurst*) (Case and comment), 124

mistake in (*Associated Japanese Bank (International) Ltd. v. Credit du Nord S.A.*) (Case and comment), 300

"CONTRACT LAW IN AUSTRALIA", 113

CRAWFORD & FALCONBRIDGE: BANKING AND BILLS OF EXCHANGE" (8th Edn.), 108

C.T.I. v. OCEANUS

chipping away at—(*Barclay Holdings (Australia) Pty. Ltd. v. British National Ins. Co. Ltd.*) (Case and comment), 30

DAMAGES

for breach of a c.i.f contract (*Treitel*), 457

"DEBTORS AND CREDITORS (A SOCIO-LEGAL PERSPECTIVE)", 103

DEFECTIVE SHIP

liability for (*Coltman v. Bibby Tankers Ltd. (The Derbyshire)*) (Case and comment), 123

DEMISE CLAUSE

*The Jalamohan* (Case and comment), 285

"DICTIONARY OF SHIPPING TERMS: ITALIAN-ENGLISH AND ENGLISH-ITALIAN", 549

"DICTIONARY OF SHIPPING TERMS: SPANISH-ENGLISH AND ENGLISH-SPANISH", 549

DISCLOSURE

the insurer's duties of good faith and disclosure (*The Good Luck*) (Case and comment), 27

EEC

competition rules and maritime transport (*Rabe and Schutte*), 182

"EEC BANKING LAW", 420

EMPLOYMENT AND INDEMNITY CLAUSES

the safe port/berth obligation and employment and indemnity clauses (*Baker*), 43

"ENCYCLOPEDIA OF CARRIAGE LAW SOURCES", 267

"ENCYCLOPEDIA OF OIL AND NATURAL GAS LAW", 263

ENGLISH LAW

admixture of goods in (*Indian Oil Corp. Ltd. v. Greenstone Shipping S.A. (Panama)*) (Case and comment), 286

EQUITY

personal restitution in (*Islamic Republic of Iran Shipping Lines v. Denby*) (Case and comment), 128

EUROPEAN COMMUNITY

instruments on air transport (Case and comment), 135

EUROPEAN COURT

recent decisions re civil jurisdiction and judgments (*Stone*), 383

"EXPORT PRACTICE AND DOCUMENTATION" (3rd Edn.), 256

FACTORS ACT

and *nemo dat* (*National Employers' Mutual Gen. Ins. Assn. Ltd. v. Jones*) (Case and comment), 297

FAULT

and marine losses (*Mustill*), 310

"FRESHWATER FISHERY LAW", 412

GARNISHMENT

of English debt: foreign complications (*Deutsche Schachtbau v. S.I.T. Co.*) (Case and comment), 429

"GERMAN LAW OF TORT (THE): A COMPARATIVE INTRODUCTION TO", 405

GOOD FAITH

the insurer's duties of good faith and disclosure (*The Good Luck*) (Case and comment), 27

GOODS

liability for labelling of goods and instructions for use (*Brown*), 502

"HANDBOOK OF ARBITRATION PRACTICE", 107

"HANDBOOK ON MARINE POLLUTION", 109

INCOME TAX

U.S. federal, consequences to foreign corporations engaged in international shipping (*Donna Marie Zerbo*), 235

## INSURANCE

avoidance of policy or repudiation of claim? (*Gordon v. A.A. Mutual Ins. Assn. Ltd.*) (Case and comment), 452

mortgagee's interest insurance (*The Alexion Hope*) (Case and comment), 282

of goods, illegality of contract (*Euro-Diam Ltd. v. Bathurst*) (Case and comment), 124

## INSURER

the insurer's duties of good faith and disclosure (*The Good Luck*) (Case and comment), 27

## INTEREST

on maximum sums (*Mann and Kurth*), 177

## "INTERNATIONAL AGENCY, DISTRIBUTION AND LICENSING AGREEMENTS", 264

## INTERNATIONAL ARBITRATION

*Naviera Amazonica Peruana S.A. v. Compania Internacional de Seguros del Peru* (Case and comment), 23

## "INTERNATIONAL ARBITRATION: THREE SALIENT PROBLEMS", 416

## "INTERNATIONAL CHAMBER OF COMMERCE ARBITRATION", 246

## INTERNATIONAL LAW

torts in violation of international law (*Amerada Hess Shipping Corp v. Argentine Republic (The Hercules)*) (Case and comment), 10

## "INTERNATIONAL LAW" (2nd Edn.), 261

## INTERNATIONAL SHIPPING

U.S. federal income tax consequences to foreign corporations engaged in (*Donna Marie Zerbo*), 235

## "INTERNATIONAL TRADE REGULATION (GATT, THE UNITED STATES AND THE EUROPEAN COMMUNITY)" (2nd Edn.), 248

## ITALIAN CONSTITUTIONAL COURT

and the limits on the liability of the carrier of goods by sea (Case and comment), 273

## "LA GIURISPRUDENZA ITALIANA IN TEMA DI TRASPORTI", 411

## LAW

admixture of goods in English law (*Indian Oil Corp. Ltd. v. Greenstone Shipping S.A. (Panama)*) (Case and comment), 286

Canada: Supreme Court liberalizes the rules re measuring damages for breach of a chattel lease (*Langille v. Keneric Tractor Sales Ltd.*) (Case and comment), 276

Canadian maritime law decisions 1986-87 (*Tetley*), 82

India, arbitration, hazards of invoking Indian law (*Oil & Natural Gas Commission v. Western Company of North America*) (Case and comment), 12

international, torts in violation of (*Amerada Hess Shipping Corp. v. Argentine Republic (The Hercules)*) (Case and comment), 10

our law of theirs? (*Holmes v. Bangladesh Biman Corp.*; *McElderry v. Cathay Pacific Airways*) (Case and comment), 445

shipping, the Consumer Protection Act and (*Tettenborn*), 211

understanding banking law (*Cranston*), 360

## "LAW AND JUSTICE IN CONTEMPORARY YEMEN", 270

## "LAW AND PRACTICE OF BANKING (THE)" (VOL. 1 BANKER AND CUSTOMER (4th Edn.); VOL. 2 SECURITIES FOR BANKERS' ADVANCES (7th Edn.)), 266

## "LAW AND PRACTICE OF INTERNATIONAL COMMERCIAL ARBITRATION (THE)", 398

## "LAW AND PRACTICE OF REINSURANCE (THE)", 116

## "LAW OF LIEN (THE)", 545

## "LAW OF THE SEA AND INTERNATIONAL SHIPPING (THE): ANGLO-SOVIET POST-UNCLOS PERSPECTIVES", 407

## "LAYTIME AND DEMURRAGE", 249

## "LEGAL ASPECTS OF DOING BUSINESS IN EASTERN EUROPE AND THE SOVIET UNION", 541

## "LEGAL DECISIONS 1987", 548

## "LEGAL IMPLICATIONS OF DISCLOSURE IN THE PUBLIC INTEREST (THE)", 105

## "LEGAL PROBLEMS OF INTERNATIONAL BANKING", 421

## "LEGAL STATUS OF BERLIN (THE)", 112

## LIABILITY

extent of auditors' liability (*Alexander v. Cambridge Credit Corp. Ltd.*) (Case and comment), 19

for defective ship (*Colman v. Bibby Tankers Ltd. (The Derbyshire)*) (Case and comment), 123

**LIABILITY—cont.**

for injuries sustained by passengers in the event of hijacking of aircraft and other violations of aviation security (*Gam*), 217

for labelling of goods and instructions for use (*Brown*), 502

"LIBER AMICORUM FOR LORD WILBERFORCE", 396

**LIEN HOLDERS AND MORTGAGEES**

who should prevail? (*Berlingieri*), 157

**LIENS**

on sub-freights and priorities (*G. & N. Angelakis Shipping Co. S.A. v. Compagnie Nationale Algerienne de Navigation (The Attika Hope)*) (Case and comment), 148

**LIMITATION OF LIABILITY**

shipowners' right to a limitation of liability adrift on a sea of tort changes (*Hughes*), 517

"LIMITATION OF LIABILITY FOR MARITIME CLAIMS", 117

"LIMITATION OF SHIPOWNERS' LIABILITY: THE NEW LAW", 117

*LIS ALIBI PENDENS* AND *FORUM NON CONVENIENS*

in collision actions after the Civil Jurisdiction and Judgments Act 1982 (*Blackburn*), 91

**LOF**

salvage arbitrations: publication of awards, and appeals (Case and comment), 454

"LORD DENNING: THE JUDGE AND THE LAW", 269

"MAREVA INJUNCTION (THE) AND ANTON PILLER ORDER (PRACTICE AND PRECEDENTS)", 120

"MAREVA INJUNCTIONS: LAW AND PRACTICE", 120

"MARINE ENCYCLOPAEDIC DICTIONARY (THE)" (2nd Edn.), 549

**MARINE LOSSES**

and fault (*Musill*), 310

"MARITIME AFFAIRS—A WORLD HANDBOOK", 548

**MARITIME LAW**

Canadian decisions 1986–87 (*Tetley*), 82

"MARITIME LAW HANDBOOK", 267

"MARITIME LIENS AND CLAIMS", 533

**MARITIME TRANSPORT**

EEC competition rules and maritime transport (*Rabe and Schutte*), 182

"MERCHANT SHIPPING ACT 1970", 270

"MERCHANT SHIPPING ACT 1979", 549

"MODERN BILLS OF LADING", 538

**MORTGAGEE**

mortgagee's interest insurance (*The Alexion Hope*) (Case and comment), 282

**NEMO DAT AND THE FACTORS ACT**

*National Employers' Mutual Gen. Ins. Assn. Ltd. v. Jones* (Case and comment), 297

"NEW DIRECTIONS IN MARITIME LAW", 538

"NEW FOUNDATIONS FOR INSURANCE LAW", 251

"NORTH AMERICAN COMMERCIAL LAW", 269

**PASSENGERS**

liability for injuries sustained by passengers in the event of hijacking of aircraft and other violations of aviation security (*Gam*), 217

"PRACTICE AND PROCEDURE OF THE ADMIRALTY COURTS (THE) (FORMS AND PRECEDENTS)", 547

**QUASI-BAILMENT**

*Metaalhandel J.A. Magnus B.V. v. Ardfields Transport Ltd.; Transcontainer Express Ltd. v.*

*Custodian Security Ltd.* (Case and comment), 34

**QUASI-PARTNERSHIP**

section 459 of the Companies Act 1985—a code of conduct for the quasi-partnership? (*Hannigan*), 60

**"RED HAND" RULE**

*Interfoto Picture Library Ltd. v. Stiletto (Visual Programmes Ltd.)* (Case and comment), 294

"RECOGNITION AND THE UNITED NATIONS", 265

## REINSURANCE

reinsurance, brokers and the conflict of laws (*Forsikringsaktieselskapet Vesta v. Butcher*) (Case and comment), 5

"REINSURANCE LAW", 254

"RICHARDS BUTLER ON LATENT DAMAGE", 260

## SAFE PORT/BERTH

the safe port/berth obligation and employment and indemnity clauses (*Baker*), 43

"SALES PROMOTION LAW", 417

## SALVAGE

non-tidal (*The Goring*) (Case and comment), 449

towage or salvage? (*The Manchester*) (Case and comment), 16

"SCHMITTHOFF'S EXPORT TRADE (THE LAW AND PRACTICE OF INTERNATIONAL TRADE)" (8th Edn.), 256

"SEA LAWYER: A GUIDE FOR YACHTSMEN" (2nd Edn.), 270

"SIR WILLIAM SCOTT, LORD STOWELL", 528

"STATUTES AND REGULATIONS OF THE PEOPLE'S REPUBLIC OF CHINA", 253

"STRAIT OF DOVER (THE)", 400

## SUB-BAILEMENT

sub-bailment on terms (*Palmer*), 466

"TALES FROM A PALM COURT", 270

## TORT

the shipowners' right to a limitation of liability adrift on a sea of tort changes (*Hughes*), 517

## TOWAGE

towage or salvage? (*The Manchester*) (Case and comment), 16

"TRAMP SHIP AGENCY PRACTICE", 410

"TRANSPORT: INTERNATIONAL TRANSPORT TREATIES", 267

"TURKISH STRAITS (THE)", 400

"U.K. MARINE POLLUTION LAW", 548

"U.K. OIL POLLUTION LEGISLATION", 270

"UNDERSTANDING CONTRACT LAW", 529

## U.S.

carriage by air in the U.S. Court of Appeals (*Re Korean Air Lines Disaster of September 1, 1983*) (Case and comment), 150

federal income tax consequences to foreign corporations engaged in international shipping (*Donna Marie Zerbo*), 235

"U.S. SHIPPING ACT OF 1984: A SCRUTINY OF CONTROVERSIAL PROPOSALS", 404

"YEARBOOK MARITIME LAW" (Vol. 1: 1984), 110

